



PATENT
Attorney Docket No. 175931
DHHS Reference No. E-167-1997/0-PCT-02

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

Mitchell et al.

Application No. 09/424,519

Filed: March 3, 2000

For: THE USE OF A NITROXIDE OR A
PRODRUG THEREOF IN THE
PROPHYLACTIC AND
THERAPEUTIC TREATMENT OF
CANCER

Art Unit: 1614

Examiner: B. Y. S. Kwon

TECH CENTER 1600/2900

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18/12
A. Kwon
3/14/03

AMENDMENT AND RESPONSE TO OFFICE ACTION

Commissioner for Patents
Washington, D.C. 20231

Dear Sir:

In response to the Office Action dated September 18, 2002, please enter the following amendments and consider the following remarks.

AMENDMENTS

IN THE SPECIFICATION:

Please replace the paragraph on page 7, lines 19-23, with the following:

If the cancer is caused by a genetic defect, preferably the genetic defect affects a cancer regulatory gene or a tumor suppressor gene. A cancer regulatory gene is a gene that up-regulates or down-regulates a gene that causes cancer. Examples of such a gene include abl and bcl2. A tumor suppressor gene is a gene that suppresses tumor formation, such as the p53 gene, which is preferred.

IN THE CLAIMS:

Please cancel claims 2, 3, 22 and 24-27 without prejudice to reinstate.

Please amend claims 1, 4, 6, 8, 12, 14, 21 and 23 to read as follows.